

E-FILED ON: October 6, 2006

Paul B. Lackey, Esq.

Texas Bar No. 00791061

Michael P. Aigen, Esq.

Texas Bar No. 24012196

Ross Mortillaro, Esq.

Texas Bar No. 24027531

LACKEY HERSHMAN, L.L.P.

3102 Oak Lawn Avenue, #777

Dallas, Texas 75219

(214) 560-2201

-and-

CiCi Cunningham, Esq.

Nevada Bar No.: 4960

James A. Kohl, Esq.

Nevada Bar No.: 5692

RAWLINGS, OLSON, CANNON

GORMLEY & DESRUISSEAU

9950 West Cheyenne Avenue

Las Vegas, NV 89129

(702) 384-4012

Email: bankruptcy@rocgd.com

Attorneys for Creditors

Prospect High Income Fund,

ML CBO IV (Cayman) Ltd.,

PAMCO Cayman, Ltd.

PAM Capital Funding, L.P.

Highland Crusader Fund, Ltd.

And PCMG Trading Partners XXII, L.P.

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

In re:

USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

In re:

USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,
Debtor.

In re:

USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

In re:

USA SECURITIES, LLC

Debtor

Case No. BK-S-06-10725 LBR

Case No. BK-S-06-10726 LBR

Case No. BK-S-06-10727 LBR

Case No. BK-S-06-10728 LBR

Case No. BK-S-06-10729 LBR

Chapter 11

Jointly Administered Under

Case No. BK-S-06-10725-LBR

**VERIFIED PETITION
FOR PERMISSION TO
PRACTICE IN THIS CASE
ONLY BY ATTORNEY
NOT ADMITTED TO THE BAR
OF THIS COURT**

THIS COURT

Affects:

- ☒ All Debtors
- ☐ USA Commercial Mortgage Company
- ☐ USA Securities, LLC
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA First Trust Deed Fund, LLC

HEARING:

Date: N/A

Time: N/A

**VERIFIED PETITION FOR PERMISSION TO PRACTICE IN THIS
CASE ONLY BY ATTORNEY NOT ADMITTED TO THE BAR OF THIS COURT**

Paul B. Lackey, Petitioner, respectfully represents to the Court:

1. That Petitioner resides at 3511 Bryan Street, Dallas, Dallas County, Texas 75204, (214) 532-2705.

2. That Petitioner is an attorney at law and a member of the law firm of LACKEY HERSHMAN, LLP with offices at 3102 Oak Lawn Avenue, Suite 777, Dallas, Texas 75219, (214) 560-2201.

3. That Petitioner has been retained personally or as a member of the law firm by Prospect High Income Fund, ML CBO IV (Cayman) Ltd., PAMCO Cayman, Ltd., PAM Capital Funding, L.P., Highland Crusader Fund, Ltd., and PCMG Trading Partners XXII, L.P. to provide legal representation in connection with the above-entitled case now pending before this Court.

4. That since November 4, 1994, Petitioner has been and presently a member in good standing of the bar of the highest Court of the State of Texas where Petitioner regularly practices law.

5. That Petitioner was admitted to practice before the following United States District Courts, United States Courts of Appeal, the Supreme Court of the United States and Court of other States on the dates indicated for each, and that Petitioner is presently a member in good standing of the bars of said Courts.

Date Admitted

Northern District of Texas	December 22, 1994
Southern District of Texas	August 24, 2004
District Court of Arizona	October 21, 1996
Fifth Circuit Court of Appeals	August 27, 1999
Second Circuit Court of Appeals	December 9, 2005
United States Supreme Court	January 10, 2005

6. That there are or have been no disciplinary proceedings instituted against Petitioner, nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory or administrative body, or any resignation or termination in order to avoid disciplinary or disbarment proceedings, except as described in detail below:

NONE

7. That Petitioner has never been denied admission to the State Bar of Nevada, (Give particulars of ever denied admission):

NONE

8. That Petitioner is a member of good standing in the following Bar Association:

AMERICAN BAR ASSOCIATION

9. Petitioner or any member of Petitioner's firm (or office if firm has offices in more than one city) with which Petitioner is associated has/have filed application(s) to appear as counsel under Local Rule IA 10-2 during the past three (3) years in the following matters:

Date of Application	Cause	Title of Court Administrative Body Or Arbitrator	Was Application Granted or Denied
September 19, 2002	A453232	District Court, Clark County	Yes

(If necessary, please attach a statement of additional applications)


10. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

11. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this Court.

12. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

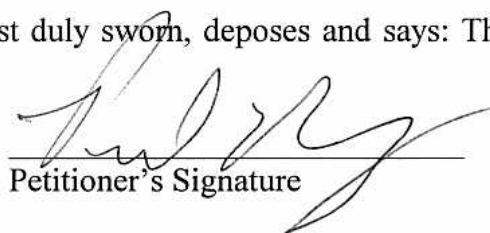
That Petitioner respectfully prays that Petitioner be admitted to practice before this Court FOR PURPOSES OF THIS CASE ONLY.

DATED: 10-4-06

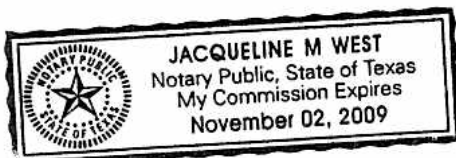

Petitioner's Signature

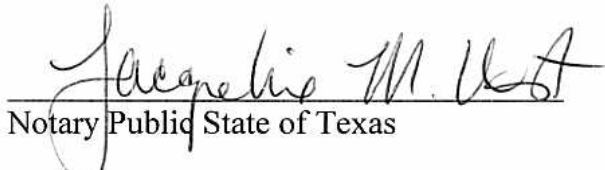
STATE OF TEXAS)
)
COUNTY OF DALLAS)

Paul B. Lackey, Petitioner being first duly sworn, deposes and says: That the foregoing statements are true.


Petitioner's Signature

Subscribed and sworn to before me this 4th day of October, 2006.




Notary Public State of Texas